

# AFFIDAVIT OF PUBLICATION

County of Duchesne,  
STATE OF UTAH

I, Cynthia Kleinfelter, on oath, say that I am the Legals Manager of the Uintah Basin Standard, a weekly newspaper of general circulation, published at Roosevelt, State and County aforesaid, and that a certain notice, a true copy of which is hereto attached, was published in the full issue such newspaper for 1 consecutive issues, and that the first publication was on the 7 day of April, 20 15, and that the last publication of such notice was in the issue of such newspaper dated the 7 day of April, 20 15, and that said notice was published on Utahlegals.com on the same day as the first newspaper publication and the notice remained on Utahlegals.com until the end of the scheduled run.

Cynthia Kleinfelter  
LEGALS MANAGER

Subscribed and sworn to before me on this

7 day of April, 20 15

by Cynthia Kleinfelter.

Bonnie Parrish  
Notary Public



## NOTICE OF HEARING

BEFORE THE  
BOARD OF OIL,  
GAS AND MINING,  
DEPARTMENT OF  
NATURAL RE-  
SOURCES, STATE  
OF UTAH

THE STATE OF  
UTAH TO ALL PER-  
SONS INTERESTED  
IN THE FOLLOW-  
ING MATTERS  
(Docket Nos. 2015-  
013, and 2015-014):

NOTICE IS  
HEREBY GIVEN  
that the Board of  
Oil, Gas and Min-  
ing ("Board"),  
State of Utah, will  
conduct a hearing  
on WEDNESDAY,  
APRIL 22, 2015, at  
10:00 AM, or as soon  
thereafter as possible,  
in the Moab City  
Council Chambers,  
217 East Center  
Street, Moab, Utah.

THE HEARING  
WILL BE CON-  
DUCTED as a formal  
administrative adjud-  
ication in accordance  
with the rules of the  
Board as set forth in  
Utah Administrative  
Code R641 et seq.  
and as provided for  
in Utah Code Ann.  
§ 40-6-1 et seq., and  
Utah Code Ann. § 40-  
8-1 et seq., and Utah  
Code Ann. § 63G-4-  
101 through 601.

DOCKET NO.  
2015-013 CAUSE  
NO. 139-130 - In the  
Matter of the Request

Continued on reverse →

for Agency Action of EP ENERGY E&P COMPANY, L.P. for an Order pooling all interests, including the compulsory pooling of the interests of ARGO ENERGY PARTNERS, LTD., DUSTY SANDERSON, HUNT OIL COMPANY, KKREP, LLC, and J.P. FURLONG CO., in the drilling unit established for the production of oil, gas and associated hydrocarbons from the Lower Green River-Wasatch Formations comprised of all of Section 2, Township 3 South, Range 5 West, U.S.M., Duchesne County, Utah.

THE PURPOSE OF THE PROCEEDING will be for the Board to receive testimony and evidence regarding a Request for Agency Action that the Board enter an Order:

1. Pooling all interests, including the compulsory pooling of the interests of Argo Energy Partners, Ltd. ("Argo"), Dusty Sanderson and J.P. Furlong Co. (collectively hereinafter referred to as the "Non-Consenting FP Parties") and of Hunt Oil Company ("Hunt") and KKREP, LLC ("KKREP"), in the drilling unit for the production of oil, gas and associated hydrocarbons from the Lower Green River-Wasatch formations, defined as:

the interval from the top of the Lower Green River formation (TGR3 marker) to the base of the Green River-Wasatch formations (top of the Cretaceous), which base is defined as the stratigraphic equivalent of the Dual Induction Log depths of 16,720 feet in the Shell-Ute 1-18B5 well located

of 300% pursuant to Utah Code Ann. §40-6-6.5(4)(d)(i)(D), and estimated plugging and abandonment costs of \$75,000 for the Subject Well;

5. Provide for the payment of the weighted average fee landowner's royalty (17.326052%) proportionately reduced to Argo and Mr. Sanderson in the Drilling Unit during the cost recovery period as provided in Utah Code Ann. §§40-6-6.5(6) and (8);

6. Adopt the terms of the joint operating agreement ("JOA") attached as Exhibit "1" to the Request for Agency Action filed in this cause on March 10, 2015, to govern operations upon the Drilling Unit to the extent not inconsistent with the foregoing, as between EPE, as Operator, and the Non-Consenting FP Parties, as Non Operators (which, in all material aspects, is the same as the one previously submitted by EPE to said parties), as provided in Utah Code Ann. §40-6-6.5(2)(c);

7. Generally include in such order all such other terms and conditions as required under Utah Code Ann. §40-6-6.5; and

8. Providing for such other and further relief as may be just and equitable under the circumstances.

DOCKET NO.

2015-014 CAUSE NO. 139-131 – In the Matter of the Request for Agency Action of EP ENERGY E&P COMPANY, L.P. for an Order pooling all interests, including the compulsory pooling of the interests of MARY ELLEN SLEMAKER BENIEN and ALAN AND KAY BLOOD LIMITED LIABILITY

producing wells located upon the Drilling Unit, including the compulsory pooling of the interests of the Non-Consenting FP Parties;

2. Declare the Non-Consenting FP Parties as "non-consenting owners," as that term is defined in Utah Code Ann. §40-6-2(11), and as owners "deemed to have refused to bear their proportionate share of costs" in accordance with Utah Admin. Code Rule R649-2-9(1) as relating to the Subject Well;

3. Declare EPE, as Operator on behalf of itself, Bill Barrett Corporation, Crescent Point Energy U.S. Corp., Croff Oil Company, Inc., Kaiser-Francis Oil Company, International Petroleum, L.L.C. and QEP Energy Company, as a "consenting owner," as that term is defined in Utah Code Ann. §40-6-2(4), as relating to the Subject Well;

4. Provide for the recovery by EPE, as Operator, from the Non-Consenting FP Parties' respective shares of production of the costs set forth in Utah Code Ann. §40-6-6.5(4) as relating to the Subject Well, including a non-consent penalty of 300% pursuant to Utah Code Ann. §40-6-6.5(4)(d)(i)(D), and estimated plugging and abandonment costs of \$75,000 for the Subject Well;

5. Provide for the payment of the weighted average fee landowner's royalty 17.989804% proportionately reduced to each of the Non-Consenting FP Parties in the Drilling Unit during the cost recovery period as provided in Utah Code Ann. §§40-6-6.5(6) and (8);

Oil, Gas and Mining's website at <http://ogm.utah.gov/amr/boardtemp/redesign/books.html>.

Pursuant to the Americans with Disabilities Act, persons requiring auxiliary communicative aids and services to enable them to participate in this hearing should call Julie Ann Carter at (801) 538-5277, at least three working days prior to the hearing date.

DATED this 30th day of March, 2015.

STATE OF UTAH  
BOARD OF OIL,  
GAS AND MINING  
Ruland J. Gill, Jr.,  
Chairman

/s/ Julie Ann Carter  
Board Secretary  
1594 West North  
Temple, Suite 1210  
Salt Lake City,  
Utah 84116

(801) 538-5277

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in the S½NE¼ of Section 18, Township 2 South, Range 5 West, U.S.M., and 16,970 feet in the Shell-Brotherson 1-11B4 well located in the S½NE¼ of Section 11, Township 2 South, Range 4 West, U.S.M.

(the "Subject Formations"), comprised of the entirety of Section 2, Township 3 South, Range 5 West, U.S.M. (the "Drilling Unit"), retroactively effective to October 10, 2014, the date of first production of the Neihart 2-2C5 Well ("the Subject Well") located upon the Drilling Unit, including the compulsory pooling of the interests of the Non-Consenting FP Parties, Hunt and KKREP;

2. Declare the Non-Consenting FP Parties as "non-consenting owners," as that term is defined in Utah Code Ann. §40-6-2(11), and as owners "deemed to have refused to bear their proportionate share of costs" in accordance with Utah Admin. Code Rule R649-2-9(1) as relating to the Subject Well;

3. Declare EPE, as Operator on behalf of itself, Bill Barrett Corporation, Crescent Point Energy U.S. Corp., Croff Oil Company, Inc., Broughton Petroleum, Inc., T.C. Craighead & Company, Slover Minerals, L.P., QEP Energy Company, LINN Operating, Inc., and KKREP, as a "consenting owner," as that term is defined in Utah Code Ann. §40-6-2(4), as relating to the Subject Well;

4. Provide for the recovery by EPE, as Operator, from the Non-Consenting FP Parties' respective shares of production of the costs set forth in Utah Code Ann. §40-6-6.5(4) as relating to the Subject Well, including a non-consent penalty

COMPANY, LLC, in the drilling unit established for the production of oil, gas and associated hydrocarbons from the Lower Green River-Wasatch Formations comprised of all of Section 12, Township 3 South, Range 5 West, U.S.M., Duchesne County, Utah

THE PURPOSE OF THE PROCEEDING will be for the Board to receive testimony and evidence regarding a Request for Agency Action that the Board enter an Order:

1. Pooling all interests, including the compulsory pooling of the interests of Mary Ellen Slemaker Benien and Alan and Kay Blood Limited Liability Company, LLC (collectively the "Non-Consenting FP Parties"), in the drilling unit for the production of oil, gas and associated hydrocarbons from the Lower Green River-Wasatch formations, defined as:

the interval from the top of the Lower Green River formation (TGR3 marker) to the base of the Green River-Wasatch formations (top of the Cretaceous), which base is defined as the stratigraphic equivalent of the Dual Induction Log depths of 16,720 feet in the Shell-Ute 1-18B5 well located in the S½NE¼ of Section 18, Township 2 South, Range 5 West, U.S.M., and 16,970 feet in the Shell-Brotherson 1-11B4 well located in the S½NE¼ of Section 11, Township 2 South, Range 4 West, U.S.M.

comprised of the entirety of Section 12, Township 3 South, Range 5 West, U.S.M. (the "Drilling Unit"), retroactively effective to February 21, 2014, the date of first production of the Young 1-12C5 Well (the "Subject Well"), the first of the two

6. Adopt the terms of the joint operating agreement ("JOA") attached as Exhibit "1" to the Request for Agency Action filed in this cause on March 10, 2015 to govern operations upon the Drilling Unit to the extent not inconsistent with the foregoing, as between EPE, as Operator, and the Non-Consenting FP Parties, as Non-Operators, as provided in Utah Code Ann. §40-6-6.5(2)(c);

7. Generally include in such order all such other terms and conditions as required under Utah Code Ann. §40-6-6.5; and

8. Providing for such other and further relief as may be just and equitable under the circumstances.

Objections to the Request for Agency Action must be filed with the Secretary of the Board at the address listed below no later than the 8th day of April, 2015. A party must file a timely written objection or other response in order to participate as a party at the Board hearing. Failure to participate can result in a default judgment.

Natural persons may appear and represent themselves before the Board. All other representation of parties before the Board will be by attorneys licensed to practice law in the State of Utah, or attorneys licensed to practice law in another jurisdiction which meet the rules of the Utah State Bar for practicing law before the Utah Courts.

Persons interested in this matter may participate pursuant to the procedural rules of the Board. The Request for Agency Action, and any subsequent pleadings, may be inspected at the office of the undersigned, and inspected online at the Utah Board of